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DEC. DATES SET FOR JURY PROBE

Labat, Poret Testimony to Continue

Testimony in an attempt to quash the aggravated rape indictment of Edgar Labat and Clifton Poret will continue Dec. 5-6 in the court room of Criminal District Court Judge Edward A. Haggerty Jr.

In the meantime, defense and prosecution agreed Tuesday, both sides will study testimony given by Judge Bernard J. Bagert and the board of jury commissioners in the attempt to quash the indictment of conspiracy defendant Clay L. Shaw earlier this year.

Judge Bagert picked the grand jury that indicted Shaw and Labat and Poret. The 12 jurors were selected from a list of 75 names presented to the judge by the jury commissioners.

The December dates will be devoted to questioning of 63 of the persons who were not selected.

The defense has already questioned 11 of the 12 former grand jurors. It planned to question the 12th juror and judges of Criminal District Court Tuesday.

Labat and Poret, both Negroes, were convicted in 1954 of raping a white woman. They spent more time on death row than any other living American before the Fifth Circuit Court of Appeals reversed their conviction earlier this year.

The District Attorney's Office subsequently obtained another indictment from the past grand jury.

Last year the Internal Revenue Service subjected 3,500,000 returns to special examination and thereby got extra payment from 1,900,000 taxpayers.